



WISCONSIN LEGISLATIVE COUNCIL RULES CLEARINGHOUSE

Ronald Sklansky
Clearinghouse Director

Richard Sweet
Clearinghouse Assistant Director

Terry C. Anderson
Legislative Council Director

Laura D. Rose
Legislative Council Deputy Director

CLEARINGHOUSE RULE 07-004

Comments

[NOTE: All citations to “Manual” in the comments below are to the Administrative Rules Procedures Manual, prepared by the Revisor of Statutes Bureau and the Legislative Council Staff, dated January 2005.]

5. Clarity, Grammar, Punctuation and Use of Plain Language

a. How will determinations be made regarding violation of rule provisions? For example, with regard to “relevant trade area” will a seller be required to meet the “clear and convincing evidence” standard set out in s. ATCP 106.02 (2), or only provide a “justification” for their choice? This should be clarified.

b. Does the department have any additional policy justification for the 10% price differential specified in the rule that would be appropriate to include in its analysis?

c. Which sales will be subject to the rule, only those made after the effective date (or, in the case of small businesses, two months later)? This should be clarified in an initial applicability clause.